

## FACSIMILE COVER SHEET

SEP 19 2006

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ATTENTION: Examiner Ernesto Garcia

VOICE No.:

COMPANY: USPTO Group Art Unit TC 2116

OUR FILE No.: 2270-001

Your File No.: 10/773,250

DATE: September 19, 2006

#### NOTES:

#### RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

In re application of

:

Michael Alberts

:

Examiner: Ernesto Garcia

SERIAL NO. 10/773,250

:

Group Art Unit 2116

FILED: February 9, 2004

TITLE: MODULAR STACKABLE FENCE APPARATUS

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Serial No. 10/773,250

Attorney Docket # 2270-001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

RECEIVED  
GENERAL INVESTIGATIVE  
SEP 19 2006

In re application of:

APPLICANT: Michael J. ALBERTS.

ART UNIT: 2116

SERIAL NO. : 10/773,250 :

Examiner: Ernesto GARCIA

FILED: February 9, 2004

TITLE: **MODULAR STACKABLE FENCE APPARATUS**

September 19, 2006

U. S. Commissioner of Patents and Trade-Marks  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
U.S.A.

**Via Facsimile to Technology Center 2116 (After Final) 1-571-273-8300**

Sir:

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

This amendment is responsive to the Examiner's ADVISORY action dated September 15, 2006 and due October 15, 2006 without penalty.

Applicant wishes to thank the Examiner for forwarding the missing Notice of Non-Compliant Amendment by facsimile.